

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Zoltan G. Toth	Examiner:	Rita J. Desai
Serial No.:	10/800,290	Group Art Unit:	1625
Filed:	March 12, 2004	Docket No.:	14669.0065USU1
Title:	PROCESSES FOR PREPARATION OF POLYMORPHIC FORMS OF DESLOMATADINE		

**NOTICE OF APPEAL**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

In accordance with 37 C.F.R. § 41.31, because the claims have been twice rejected Applicants hereby appeal to the Board of Patent Appeals and Interferences in the above-identified application.

Applicants' representative authorizes the Office to charge the required fee for filing this Notice of Appeal as set forth under 37 C.F.R. § 41.20(b)(1) to Merchant & Gould LLC, Deposit Account No. 13-2725.

Applicants also enclose a Request for a three-month extension of time, thereby extending the period of response from January 21, 2009 to April 21, 2009.

Please charge any additional fees or credit any overpayment to Merchant & Gould LLC, Deposit Account No. 13-2725



Date: April 21, 2009

MERCHANT & GOULD P.C.  
P.O. Box 2903  
Minneapolis, Minnesota 55402-0903  
(404) 954-5061

A handwritten signature in dark ink, appearing to read "Daniel R. Evans".

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Daniel R. Evans, Ph.D.  
Registration No. 55,868